IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 13TH AUGUST 2007 / 22ND SRAVANA 1929

WP(C).No. 24498 of 2007(S)

PETITIONER:

A.M.ABDUL RAZACK,AGED 40,S/O.A.M.MEERAN,
PROPRIETOR,M/S.MUBARAK SPICES,VANDIPERIYAR P.O,
VANDIPERIYAR.

BY ADV. SRI.C.S.MANU
SRI.S.K.PREMRAJ
SRI.ANOOP JOSEPH
SRI.ANOOP.V.NAIR
SRI.ABHILASH AKBAR
SRI.T.B.SIVAPRASAD

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY ITS CHIEF SECRETARY TO GOVERNMENT,GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. TRANSPORT COMMISSIONER, THIRUVANANTHAPURAM.

BY SPL.GOVERNMENT PLEADER SRI.C.T.RAVIKUMAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN, J.

W.P.(C)No. 24498 of 2007-S

Dated this the 13th day of August, 2007.

J U D G M E N T

H.L.Dattu, C.J.

After going through the averments made in the writ petition and also the prayers sought for, we are of the firm opinion that, the challenge against the shifting of Joint Regional Transport Office from Vandiperiyar to Peerumedu can, by no stretch of imagination, be said to be in public interest . The expression "Public Interest Litigation" has been explained by the Apex Court in a number of decisions and in fact, the Apex Court has explained that if the court comes to the conclusion that there is no public interest in any of the petitions, the same has to be thrown out.

(2). As we have already stated, the issues raised in this original petition in no way can be considered as in the interest of the public at large. The prayers sought for by the petitioner in this writ petition cannot be granted by us. Therefore, the writ petition requires to be rejected and it is rejected.

Ordered accordingly.

(H.L.DATTU)
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

MS